

UNITED STATES DISTRICT COURT
 for the
 Southern District of Ohio

FILED
RICHARD W. NAGEL
 CLERK OF COURT

2/10/22

In the Matter of the Search of

(Briefly describe the property to be searched
 or identify the person by name and address)

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Case No.

Priority Mail Package Tracking Number
 9505515465962035592200 postmarked February 9,
 2022

)
)
 3:22-mj-54

U.S. DISTRICT COURT
 SOUTHERN DIST. OHIO
 WEST. DIV. DAYTON

APPLICATION FOR A WARRANT BY TELEPHONE OR OTHER RELIABLE ELECTRONIC MEANS

I, a federal law enforcement officer or an attorney for the government, request a search warrant and state under penalty of perjury that I have reason to believe that on the following person or property (identify the person or describe the property to be searched and give its location):

Priority Mail Package, 9505515465962035592200, addressed to Chili Moses 3064 Jewelstone Dr. Apt D Dayton OH 45414, with a return address of JM Moses 6065 40th Ave Sacramento, CA 95824.

located in the Southern District of Ohio, there is now concealed (identify the person or describe the property to be seized):

Controlled Substances, materials and documents reflecting the distribution of controlled substances through the U.S. Mails, including money and/or monetary instruments paid for controlled substances.

The basis for the search under Fed. R. Crim. P. 41(c) is (check one or more):

- evidence of a crime;
- contraband, fruits of crime, or other items illegally possessed;
- property designed for use, intended for use, or used in committing a crime;
- a person to be arrested or a person who is unlawfully restrained.

The search is related to a violation of:

Code Section	Offense Description
21 U.S.C. § 841(a)(1)	Distribution and possession with intent to distribute a controlled substance
21 U.S.C. § 846	Conspiracy to distribute/possess with intent to distribute a controlled substance
21 U.S.C. § 843(b)	Use of a communication facility to commit a felony

The application is based on these facts:

SEE ATTACHED AFFIDAVIT

Continued on the attached sheet.

Delayed notice of _____ days (give exact ending date if more than 30 days: _____) is requested under 18 U.S.C. § 3103a, the basis of which is set forth on the attached sheet.


 Applicant's signature

Joseph L. Rossiter, U.S. Postal Inspector

Printed name and title

Attested to by the applicant in accordance with the requirements of Fed. R. Crim. P. 4.1 by
 Telephone _____ (specify reliable electronic means).

Date: 2/10/22

City and state: Dayton, Ohio


 Peter B. Silvain, Jr.

United States Magistrate Judge



UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

IN THE MATTER OF THE SEARCH OF
PRIORITY MAIL PACKAGE TRACKING
NUMBER 9505515465962035592200

3:22-mj-54

Case No. _____

Filed Under Seal

**AFFIDAVIT IN SUPPORT OF
AN APPLICATION FOR A SEARCH WARRANT**

I, **Joseph Rossiter**, being first duly sworn, hereby depose and state as follows:

1. I am a United States Postal Inspector and have been since May 2016. I am presently assigned to the Cincinnati Field Office of the United States Postal Inspection Service, Pittsburgh Division, with investigative responsibility for southeast Indiana and southern Ohio. Part of my responsibility involves investigating the use of the United States Mail in the transportation of narcotics, other dangerous controlled substances, and financial proceeds from, or instrumentalities used in, the sale of such narcotics and controlled substances (hereinafter, "Drugs and/or Proceeds").
2. Based on my training and experience as a United States Postal Inspector, I have become aware that drug traffickers frequently use United States Priority Mail Express (overnight) or Priority Mail (2-3-day) to transport Drugs and/or Criminal Proceeds. Additionally, as a result of prior investigations, law enforcement training, and successful controlled-substance prosecutions involving the use of the United States Mail, I have learned of certain common characteristics and/or circumstances that indicate that a package may contain Drugs and/or Criminal Proceeds. These circumstances and/or characteristics include, but are not necessarily limited to, the following: the mailer uses different post offices on the same day to send packages, the return address is false or non-existent, the addressee is not known to receive mail at the listed delivery

address, the package is heavily taped, the package is mailed from a known drug source location, the labeling information contains misspellings, the label contains an illegible waiver signature, unusual odors emanate from the package, and the listed address is located in an area of known or suspected drug activity.

3. On February 9, 2022, Postal Inspectors intercepted a package (hereinafter “the Package”) at the Cincinnati Network Distribution Center (NDC). The Package is a Priority Mail large brown box, bearing tracking number 9505515465962035592200, postmarked February 4, 2022, with the following address information:

Sender: JM Moses
6065 40th Ave
Sacramento, CA 95824

Addressee: Chili Moses
3064 Jewelstone Dr. Apt D
Dayton. OH 45414

Through training and experience as a Postal Inspector, I know that Northern California is known drug source location and the destination in Dayton, OH is an area of known drug activity. I also noticed an excessive amount of taping upon the Package. As indicated above, this may be indicative of a package containing Drugs and/or Criminal Proceeds

4. I performed a check in CLEAR database for the addressee’s information on the Package of “Chili Moses 3064 Jewelstone Dr. Apt D Dayton OH 45414.” CLEAR is a law enforcement database that is used as a tool for investigators designed to link subjects to a particular address. According to CLEAR, there is no “Chili Moses” associated with 3064 Jewelstone Dr, Apt D, Dayton, OH 45414.

5. I also performed a check in CLEAR for the sender’s information listed on the Package of “JM Moses 6065 40th Ave Sacramento, CA 95824.” According to CLEAR, there is no (JM Moses” associated with 6065 40th Ave, Sacramento, CA 95824.

6. On February 9, 2022, at my request, Hamilton County Sheriff's Office Sergeant Anthony Lange conducted a narcotics-detection canine "free air" check of the outside of the Package. I was present during said check. There were other like, and similar packages present during the "free air" check. As set forth in the attached affidavit of Sergeant Lange, "Kylo" alerted positively for the presence or odor of a narcotic or other controlled substance on the Package. "Kylo" is a properly trained and certified narcotics-detection canine.

7. Based on my prior law enforcement training and experience as a United States Postal Inspector, the Package's address information, including (i) no known association between the sender and return address, (ii) no known association between the addressee and recipient address and (iii) the positive alert of the narcotics-detection canine are all indicative of and consistent with Drugs and/or Proceeds in the Package.

Therefore, a search warrant to open the Package is requested.

Further, your affiant sayeth naught.

Respectfully submitted,



Joseph L. Rossiter
Postal Inspector
United States Postal Inspection Service

Subscribed and sworn to and before me this 10th day of February, 2022.





United States Postal Inspection Service
Pittsburgh Division

OFFICER AFFIDAVIT

I, SGT LANGE, AM, AND HAVE BEEN, EMPLOYED BY THE HAMILTON COUNTY SHERIFF'S OFFICE, SINCE 1996. AMONG OTHER DUTIES, I AM CURRENTLY THE ASSIGNED HANDLER OF NARCOTICS DETECTION CANINE "KYLO", WHICH IS TRAINED AND CERTIFIED IN THE DETECTION OF THE PRESENCE OR ODOR OF NARCOTICS DESCRIBED AS FOLLOWS:

Marijuana, Cocaine, Heroin, Methamphetamines, and their derivatives
ON 2/9/2022, AT THE REQUEST OF POSTAL INSPECTOR J. ROSSITER I RESPONDED TO THE US POSTAL INSPECTION SERVICE CINCINNATI FIELD OFFICE WHERE "KYLO" DID ALERT TO AND INDICATE UPON THE FOLLOWING DESCRIBED ITEM:

USPS Priority Mail package, Tracking Number 9505 5154 6596 2035 5922 00, addressed to Chili Moses, 3064 Jewelstone Dr. Apt D, Dayton, OH 45414 with a return address of JM Moses, 6065 40th Ave, Sacramento, CA 95824.

BASED ON MY TRAINING AND EXPERIENCE AND THAT OF "KYLO", I CONSIDER THE ABOVE DESCRIBED ITEM TO CONTAIN WITHIN OR UPON THE PRESENCE OR ODOR OF A NARCOTIC OR OTHER DANGEROUS CONTROLLED SUBSTANCE.


225 2-9-22
(Signature and Date)